

EXHIBIT 13
FILED UNDER SEAL

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Page 1

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION
CIVIL ACTION NO. 4:20-cv-00957-SDJ

THE STATE OF TEXAS, et al.,)
)
Plaintiffs,)
)
-vs-)
)
GOOGLE LLC,)
)
Defendant.)

10 VIDEO-RECORDED RULE 30(b)(6) DEPOSITION OF
STEVEN TATERKA
11 on behalf of State of Indiana
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The deposition upon oral examination of STEVEN TATERKA, a witness produced and sworn before me, Janine A. Ferren, RMR, CRR, CSR-IL No. 84-4852, Notary Public in and for the County of Hamilton, State of Indiana, taken on behalf of the Defendant, at the offices of Office of the Attorney General, Indiana Government Center South, Fifth Floor, Indianapolis, Marion County, Indiana, on the 25th day of April 2024, scheduled to commence at 1:00 p.m., pursuant to the Federal Rules of Civil Procedure with written notice as to time and place thereof.

25	Job No. CS6657993
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Page 2

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APPEARANCES

FOR THE PLAINTIFFS:
Jonathan Wilkerson
LANIER LAW FIRM
10940 W. Sam Houston Parkway N.
Suite 100
Houston, TX 77064
713.659.5200
jonathan.wilkerson@lanierlawfirm.com

FOR THE DEFENDANT:

Gayle R. Klein
Xiaoxi Tu
FRESHFIELDS BRUCKHAUS DERINGER US LLP
3 World Trade Center
175 Greenwich Street, 51st Floor
New York, NY 10007
212.277.4000
gayle.klein@freshfields.com
xiaoxi.tu@freshfields.com

FOR THE STATE OF INDIANA:
Matthew Michaloski
OFFICE OF THE INDIANA ATTORNEY GENERAL
Fifth Floor
302 West Washington Street
Indianapolis, IN 46204
317.232.6201
matthew.michaloski@atg.in.gov

VIDEOGRAPHER:

Jason D'Angelo

ALSO PRESENT VIA ZOOM:
Marie Martin
John Olson
Monica Vela-Vick
David Scalia
Michael Weitzner

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Page 3

INDEX OF EXAMINATION

	Page
DIRECT EXAMINATION	5
Questions by Gayle R. Klein	
CROSS-EXAMINATION	112
Questions by Jonathan Wilkerson	

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HIGHLY CONFIDENTIAL

Page 4

INDEX OF EXHIBITS

Deposition Exhibit No.:	Page
Exhibit 1 - Binder of documents containing . . 15 14 tabs provided by Taterka	
Exhibit 2 - Notice of Deposition Pursuant . . 19 to Fed. R. Civ. P. 30(b)(6)	
Exhibit 3 - Consumer Complaint form of . . . 39 Karen Pell, 10/15/13 (INOAG_GOOG_0915 - 9016)	
Exhibit 4 - Letter dated 10/21/13, Office . . 43 of the Indiana Attorney General to Pell (INOAG_GOOG_8990)	
Exhibit 5 - Online Consumer Complaint Form . . 49 of Jessie Jenkins, 12/15/20 (INOAG_GOOG_9001 - 9005)	
Exhibit 6 - Letter dated 12/15/20, Office . . 50 of the Attorney General to Jenkins (INOAG_GOOG_8989)	
Exhibit 7 - Consumer Complaint of George . . . 54 Wakefield Anderson, 9/12/21 (INOAG_GOOG_14 - 16)	
Exhibit 8 - Letter dated 10/1/21, Office . . . 63 of the Attorney General to Anderson (INOAG_GOOG_13)	
Exhibit 9 - Consumer Complaint of Matthew . . 65 Corson, 9/14/20 (INOAG_GOOG_6 - 8)	
Exhibit 10 - Plaintiff States' Amended . . . 74 Advisory Regarding Relief Sought	
Exhibit 11 - Fourth Amended Complaint 82	

HIGHLY CONFIDENTIAL

Page 103

1 So to the extent that this ten-year time
2 frame is required by the retention policy, I
3 don't see that any records could have been
4 destroyed that would still be within the statute
5 of limitations that the state could pursue.

6 Q With respect to document preservation, do you
7 know whether the State of Indiana sent a
8 document hold notice to the Consumer Protection
9 Division?

10 A I think what you're asking is did the Consumer
11 Protection Division send any notice to the
12 records center. I think, isn't that really what
13 you want to know?

14 Q Either-or. What steps were taken to ensure that
15 the records center and the electronic records
16 were continued to be preserved during the
17 pendency of this litigation, if you know?

18 A I don't know that anything -- I can't say that
19 it wasn't done, but I don't know that anything
20 was done to suggest a hold.

21 But in this case, given that there's a
22 ten-year policy, I don't see how anything would
23 have been destroyed that would be relevant to
24 this case.

25 Q And is it your testimony that the State of

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Page 115

1 STATE OF INDIANA)
) SS:

2 COUNTY OF HAMILTON)

3 I, Janine A. Ferren, a Notary Public in and
4 for the County of Hamilton, State of Indiana at
5 large, do hereby certify that STEVEN TATERKA, the
6 deponent herein, was by me first duly sworn to tell
7 the truth, the whole truth, and nothing but the
8 truth in the aforementioned matter;

9 That the foregoing deposition was taken on
10 behalf of the Defendant, at the offices of Office
11 of the Attorney General, Indiana Government Center
12 South, Fifth Floor, Indianapolis, Marion County,
13 Indiana, on the 25th day of April 2024, commencing
14 at the hour of 1:09 p.m., pursuant to the Federal
15 Rules of Civil Procedure;

16 That said deposition was taken down
17 stenographically and transcribed under my
18 direction, and that the typewritten transcript is a
19 true record of the testimony given by the said
20 deponent; and thereafter presented to said deponent
21 for his signature;

22 That the parties were represented by their
23 counsel as aforementioned.

24 I do further certify that I am a disinterested
25 person in this cause of action; that I am not a

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Page 116

1 relative or attorney of any party, or otherwise
2 interested in the event of this action, and am not
3 in the employ of the attorneys for any party.

4 IN WITNESS WHEREOF, I have hereunto set my
5 hand and affixed my notarial seal on this 26th
6 day of April 2024.

7
8 
9

10 Janine A. Ferren
11
12

13 Seal, Notary Public

My Commission Expires:

14 State of Indiana

April 22, 2024

15 Janine A. Ferren

County of Residence:

16 Commission No. NP0681591

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